



HOUSTON OFFICE
7500 GULF DRIVE, SUITE 400
HOUSTON, TEXAS 77057

AUSTIN OFFICE
2300 ONE AMERICAN CENTER
600 CONGRESS AVENUE
AUSTIN, TEXAS 78701
TELEPHONE (512) 320-7200

ARNOLD, WHITE & DURKEE

A PROFESSIONAL CORPORATION

Attorneys at Law

POST OFFICE BOX 4433

HOUSTON, TEXAS 77210

TELEPHONE (713) 787-1400

FACSIMILE (713) 789-2679

TELEX 79-0924

CHICAGO OFFICE
800 QUAKER TOWER
321 NORTH CLARK STREET
CHICAGO, ILLINOIS 60610
TELEPHONE (312) 744-0090

WASHINGTON OFFICE
2001 JEFFERSON DAVIS HWY.
SUITE 401
ARLINGTON, VIRGINIA 22202
TELEPHONE (703) 415-1720

November 24, 1992

UTSK:142
FILE:

Commissioner of Patents
and Trademarks
ATTN: Application Processing Division
Special Processing and Correspondence Branch
Washington, D.C. 20231

Re: SN 07/953,680 "METHOD AND APPARATUS FOR DIRECT
SPECTROPHOTOMETRIC MEASUREMENTS IN UNALTERED
BLOOD"--Steinke, et al. (UTHSCSA:142)

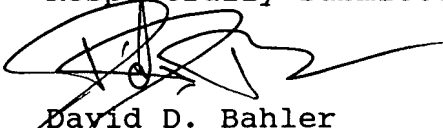
Sir:

Please find enclosed:

- (1) A Response under 37 C.F.R. § 1.53(d) to Notice to File Missing Parts mailed September 29, 1992;
- (2) A return postcard to acknowledge receipt of these materials. Please stamp and mail this postcard.

Should any additional fees be required for any reason relating to the enclosed materials, or should an overpayment be included herein, please deduct or credit said fees from Arnold, White & Durkee Deposit Account No. 01-2508/UTSK:142/BAH.

Respectfully submitted,


David D. Bahler
Reg. No. 30,932

070 AA 12/04/92 07953680
DDB/sf/03 12/04/92 07953680
Enclosures 12/04/92 07953680

1 201 355.00 CK
~~1 203 143.00 CK~~
1 205 65.00 CK

090 BA 01/08/93 07953680

1 201 143.00-CK

RECEIVED

DEC 09 1992

APPLICATION DIVISION



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:
Steinke, et al.

Serial No.: 07/953,680

Filed: September 29, 1992

For: METHOD AND APPARATUS
FOR DIRECT
SPECTROPHOTOMETRIC
MEASUREMENTS IN UNALTERED
WHOLE BLOOD

\$
\$
\$ Group Art Unit: Unknown
\$
\$ Examiner: Unknown
\$
\$ Atty Dkt.: UTSK:142/BAH
\$
\$
\$
\$
\$

#4

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited
with the U.S. Postal Service as First Class Mail in an
envelope addressed to: Commissioner of Patents and
Trademarks, Washington, D.C. 20231, on the date below:

November 24, 1992

Date

David D. Bahler

RESPONSE TO 37 C.F.R. § 1.53(d) NOTICE

Honorable Commissioner of Patents
and Trademarks
ATTN: **Application Processing Division**
Special Processing and Correspondence Branch
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application
Under 37 C.F.R. § 1.53(d), mailed September 29, 1992, there is
enclosed herewith:

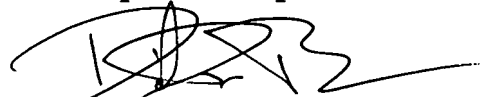
- (a) Declaration executed on behalf of A. P. Shepherd and John
M. Steinke;
- (b) A Power of Attorneys on behalf of the Board of Regents,
The University of Texas System;

- (c) A Declaration Claiming Small Entity Status executed on behalf of The University of Texas System;
- (d) Our check no. 8552 in the amount of \$563.00 to cover the basic filing fee for small entity (\$355.00); surcharge for late filing (\$65.00); and additional claim claim fee (\$143);
- (f) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

An assignment to Board of Regents, The University of Texas System, and check no. 8551 for \$40.00 is being filed under separate cover.

If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Deposit Account No. 01-2508/UTSK:142/BAH. Please stamp and return the accompanying postcard to evidence receipt of these documents. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



David D. Bahler
Reg. No. 30,932

ARNOLD, WHITE & DURKEE
P.O. Box 4433
Houston, Texas 77210
(512) 320-7200

Date: November 24, 1992

g:\utsk\142\pto\02.bah



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NO. | FILING DATE | FIRST NAMED APPLICANT | ATTY DOCKET NO./TITLE |
|-----------------|-------------|-----------------------|-----------------------|
| 07/953,680 | 09/29/92 | STEINKE | J UTSK:142 |

ARNOLD, WHITE & DURKEE
P.O. BOX 4433
HOUSTON, TX 77210

0000

DATE MAILED: 10/21/92

NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED

A filing date has been granted to this application. However, the following parts are missing.

If all missing parts are filed within the period set below, the total amount owed by applicant as a

☒ large entity, ☐ small entity (verified statement filed), is \$ 1126.00

1. ☒ The statutory basic filing fee is: ☒ missing ☐ insufficient. Applicant as a ☒ large entity

☐ small entity, must submit \$ 1126.00 to complete the basic filing fee and **MUST ALSO SUBMIT THE SURCHARGE AS INDICATED BELOW.**

2. ☒ Additional claim fees of \$ 576.00 as a ☒ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. **NO SURCHARGE IS REQUIRED FOR THIS ITEM.**

3. ☒ The oath or declaration:

☒ is missing.

☐ does not cover items omitted at time of execution.

An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**

4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**

5. ☐ The signature to the oath or declaration is: ☐ missing; ☐ a reproduction; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**

6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:

_____. An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Receipt Date is required. **A SURCHARGE MUST ALSO BE SUBMITTED AS INDICATED BELOW.**

7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ _____ under 37 CFR 1.17(k), unless this fee has already been paid. **NO SURCHARGE IS REQUIRED FOR THIS ITEM.**

8. ☐ A \$ _____ processing fee is required for returned checks. (37 CFR 1.12 (m)).

9. ☐ Your filing receipt was mailed in error because check was returned without payment.

10. ☐ Other.

An Application Number and Filing Date have been assigned to this application. The missing parts and fees identified above in items 1 and 3-6 must be timely provided **ALONG WITH THE PAYMENT OF A SURCHARGE** of \$ 1126.00 for large entities or \$ 576.00 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all missing parts and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provision of 37 CFR 1.136(a).

Direct the response to, and any questions about, this notice to **ATTENTION: Application Processing Division, Special Processing and Correspondence Branch.**

A copy of this notice MUST be returned with response.

[Signature]
For: Manager, Application Processing Division
(703) 308-1202